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**OFFICE OF PETITIONS
DECISION**

In re Application of :
SOMERS, William S. et al. :
Application No.: 10/090,879 :
Filing Date: March 4, 2002 :
Docket No.: 16163-025002 :
For: CRYSTAL STRUCTURE OF E.COLI :
GDP-FUCOSE SYNTHETASE (AND :
COMPLEXES THEREOF) AND :
METHODS OF IDENTIFYING :
AGONISTS AND ANTAGONISTS :
USING SAME :

ON PETITION UNDER

37 CFR 1.137(b)

This is a decision on Petition Under 37 CFR 1.137(b), filed on October 29, 2004.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a timely and proper reply to the Notice to File Corrected Application Papers mailed April 4, 2002. The Notice set a two (2) month period for reply, with extensions of time obtainable under §1.136(a). No extension of time having been obtained and no reply received, the above-identified application became abandoned effective June 5, 2002. A Notice of Abandonment was mailed on January 16, 2004.

Petitioner has met the requirements for revival under §1.137(b). Petitioner submitted the reply in the form of replacement drawings, paid the petition fee and made the required statement of unintentional delay. Since this utility application was filed after June 8, 1995, no terminal disclaimer is required. Accordingly, the petition is granted under §1.137(b).

This application is being returned to Office of Initial Patent Examination for continued processing.

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